

**A RESOLUTION**

**09-R-2179**

**BY: FINANCE/EXECUTIVE COMMITTEE**

**A SUPPLEMENTAL RESOLUTION AMENDING A RESOLUTION  
CONSENTING TO THE CREATION OF THE BUCKHEAD  
COMMUNITY IMPROVEMENT DISTRICT (BCID) AS  
AUTHORIZED BY THE GENERAL ASSEMBLY OF THE STATE  
OF GEORGIA IN THE ATLANTA COMMUNITY  
IMPROVEMENT DISTRICT ACT SO AS TO PROVIDE FOR AN  
ADDITIONAL PURPOSE FOR WHICH THE BCID MAY  
PROVIDE FOR GOVERNMENTAL SERVICES AND FACILITIES;  
AND FOR OTHER PURPOSES.**

**WHEREAS**, by Act of the Legislature, Ga. L. 1991, p. 3653, as amended, the  
Georgia Legislature enacted the Atlanta Community Improvement District Act; and

**WHEREAS**, pursuant to said Act, the Buckhead Community Improvement District  
(hereinafter “BCID”) was created by Resolution of the Atlanta City Council and  
approved by the Mayor on July 12, 1999 (hereinafter “Resolution”); and

**WHEREAS**, said Resolution authorized four of the seven purposes for which a  
community improvement district may provide governmental services and facilities  
pursuant to the Act; and

**WHEREAS**, the Board of Directors of the BCID has requested the Atlanta City Council  
to add “Parks and recreational areas and facilities” to its allowed purposes, which is one  
of the seven purposes set forth in the Act; and

**WHEREAS**, the Atlanta City Council has determined that the requested addition would  
be in the best interest of the citizens of Atlanta;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA:** that the City of Atlanta consents to the following purpose being added to those for which the BCID may provide governmental services and facilities:

**Parks and recreational areas and facilities.**

**BE IT FURTHER RESOLVED:** that the Mayor is hereby authorized to enter into an Amendment to the Cooperation Agreement, substantially in the form attached, required by the Act and currently in effect between the City of Atlanta and the BCID.

**BE IT FINALLY RESOLVED:** that all resolutions or parts of resolutions in conflict herewith are hereby waived to the extent of the conflict.

**STATE OF GEORGIA**  
**COUNTY OF FULTON**

**AMENDMENT TO COOPERATION AGREEMENT**

**THIS AMENDMENT TO COOPERATION AGREEMENT** is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by and between the **CITY OF ATLANTA**, a political subdivision of the State of Georgia (hereinafter called the "City"), and the **BUCKHEAD COMMUNITY IMPROVEMENT DISTRICT BOARD** (hereinafter called the "CID Board").

**WHEREAS**, on July 12, 1999, by Resolution of the Atlanta City Council the Buckhead Community Improvement District was created pursuant to 1991 Ga. L. 3653, as amended, all of which lies wholly within the City of Atlanta (the "District"); and

**WHEREAS**, state law requires that services and facilities shall be provided for in a Cooperation Agreement executed jointly by the CID Board and the City; and

**WHEREAS**, a Cooperation Agreement was executed between the City and CID Board for certain services and facilities; and

**WHEREAS**, the CID Board has requested the City to expand the purposes for which the District is authorized to exercise its powers to include the provision of governmental services and facilities for "parks and recreational areas and facilities".

**NOW, THEREFORE**, in consideration of the mutual covenants and benefits flowing to the parties, the City and the CID Board do agree to add to paragraph numbered 3 of the Cooperation Agreement the following purpose for which the CID Board is authorized to exercise its powers for the provision of services and facilities:

1.

**Parks and recreational areas and facilities.**

**WHEREFORE,** the parties have caused this Amendment to Cooperation Agreement to be executed under seal by authorized representatives of each entity on the day and year above set forth.

**BUCKHEAD COMMUNITY  
IMPROVEMENT DISTRICT**

**ATTEST:**

\_\_\_\_\_  
Executive Director

By: \_\_\_\_\_  
**DAVID B. ALLMAN**, Chairman

**CITY OF ATLANTA, GEORGIA**

**ATTEST:**

\_\_\_\_\_  
Municipal Clerk

By: \_\_\_\_\_  
Mayor